



This document is scheduled to be published in the Federal Register on 08/09/2012 and available online at <http://federalregister.gov/a/2012-19515>, and on FDsys.gov

BILLING CODE 6717-01-P

DEPARTMENT OF ENERGY

Federal Energy Regulatory Commission

Algonquin Power Company

Project No. 2823-018

Notice of Application Accepted for Amendment of License and Soliciting Comments, Motions to Intervene, and Protests

Take notice that the following application has been filed with the Commission and is available for public inspection:

- a. Application Type: Amendment of License to Accelerate License Expiration Date
- b. Project No: 2823-018
- c. Date Filed: June 8, 2012

d. Applicant: Algonquin Power Company

e. Name of Project: Lower Beaver Falls Hydroelectric Project

f. Location: The proposed project is located on the Beaver River in Lewis County, New York

g. Filed Pursuant to: Federal Power Act, 16 USC §§ 791a - 825r

h. Applicant Contact: Mr. Armando Sanchez, PE, Senior Project Manager, Algonquin Power Company, 2845 Bristol Circle, Oakville, Ontario, Canada L6H 7H7, 905-465-4555, Armando.sanchez@algonquinpower.com

i. FERC Contact: Jake Tung, (202) 502-8757, or email at hong.tung@ferc.gov

j. Deadline for filing comments, motions to intervene, and protest: September 6, 2012

Comments, motions to intervene, and protests may be filed electronically via the Internet. See 18 CFR 385.2001(a)(1)(iii) and the instructions on the Commission's website under the "eFiling" link. If unable to be filed electronically, documents may be paper-filed. To paper-file, an original and eight copies should be mailed to: Kimberly D. Bose, Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington,

DC. 20426. For more information on how to submit these types of filings, please go to the Commission's website located at <http://www.ferc.gov/filing-comments.asp>.

k. Description of Request: The licensee proposes to amend the license for the Lower Beaver Falls Hydroelectric Project (P-2823) to accelerate the expiration date of the license which expires September 30, 2019. The licensee requests the Commission to issue an order accelerating the expiration date of the license to December 31, 2017.

The reasons for the request follow: (1) the licensee also operates the Upper Beaver Falls Hydroelectric Project (P-2593), which is located immediately upstream from the Lower Beaver Falls Hydroelectric Project; (2) the current license for the Upper Beaver Falls Hydroelectric Project expires December 31, 2017, and the licensee will file a subsequent license application no later than December 31, 2015; and (3) the licensee would like to combine the relicensing activities since the two projects are small in size, approximate in location, and only approximately two years apart in license expiration date, which would result in substantial savings to the licensee and more effective consultation with resources agencies and other stakeholders. The project Lower Beaver Falls project works consist of: (1) a 4-acre reservoir formed by a 400-foot long concrete gravity dam with a maximum height of 14 feet, and a head pond elevation of 769.3 feet under normal operating conditions; (2) a powerhouse containing two 500-kW hydroelectric units; (3) a 2,400-volt transmission line 250 feet long; and (4) appurtenant facilities.

l. Locations of the Application: A copy of the application is available for inspection and reproduction at the Commission's Public Reference Room, located at 888 First Street, NE, Room 2A, Washington, DC 20426, or by calling (202) 502-8371. This filing may also be viewed on the Commission's website at <http://www.ferc.gov> using the "eLibrary" link.

Enter the docket number excluding the last three digits in the docket number field to access the document. You may also register online at <http://www.ferc.gov/docs-filing/esubscription.asp> to be notified via email of new filings and issuances related to this or other pending projects. For assistance, call 1-866-208-3676 or e-mail FERCOnlineSupport@ferc.gov, for TTY, call (202) 502-8659. A copy is also available for inspection and reproduction at the address in item (h) above.

m. Individuals desiring to be included on the Commission's mailing list should so indicate by writing to the Secretary of the Commission.

n. Comments, Protests, or Motions to Intervene: Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of Rules of Practice and Procedure, 18 CFR 385.210, .211, .214. In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.

o. Development Application: Any qualified applicant desiring to file a competing application must submit to the Commission, on or before the specified deadline date for the particular application, a competing development application, or a notice of intent to file such an application. Submission of a timely notice of intent allows an interested person to file the competing development application no later than 120 days after the specified deadline date for the particular application. Applications for preliminary permits will not be accepted in response to this notice.

p. All filings must (1) bear in all capital letters the title "PROTEST", "MOTION TO INTERVENE", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "COMMENTS", "REPLY COMMENTS," "RECOMMENDATIONS," "TERMS AND CONDITIONS," or "PRESCRIPTIONS;" (2) set forth in the heading the name of the applicant and the project number of the application to which the filing responds; (3) furnish the name, address, and telephone number of the person protesting or intervening; and (4) otherwise comply with the requirements of 18 CFR 385.2001 through 385.2005. All comments, recommendations, terms and conditions or prescriptions must set forth their evidentiary basis and otherwise comply with the requirements of 18 CFR 4.34(b). Agencies may obtain copies of the application directly from the applicant. Any of these documents must be filed by providing the original and seven copies to: The Secretary, Federal Energy Regulatory Commission, 888 First Street, NE, Washington, DC 20426. An additional copy must be sent to Director, Division of Hydropower Administration and Compliance, Office of

Energy Projects, Federal Energy Regulatory Commission, at the above address. A copy of any protest or motion to intervene must be served upon each representative of the applicant specified in the particular application. A copy of all other filings in reference to this application must be accompanied by proof of service on all persons listed in the service list prepared by the Commission in this proceeding, in accordance with 18 CFR 4.34(b) and 385.2010.

q. Agency Comments: Federal, state, and local agencies are invited to file comments on the described application. A copy of the application may be obtained by agencies directly from the Applicant. If an agency does not file comments within the time specified for filing comments, it will be presumed to have ---no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Dated: August 3, 2012

Kimberly D. Bose,

Secretary.

- 7 -
Date: 08/09/2012]